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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
BROOKLYN DIVISION**

ALEXANDER MIRVIS, BETTY
BUTLER, and LAINIE FROELICH,
individually and on behalf of others
similarly situated,

Plaintiffs,

vs.

BERKSHIRE HATHAWAY, INC., and
GOVERNMENT EMPLOYEES
INSURANCE COMPANY (a/k/a GEICO)

Defendants.

Case No. 1:21-CV-02210-KAM-RLM

**AFFIDAVIT OF GOVERNMENT
EMPLOYEES INSURANCE COMPANY**

STATE OF VIRGINIA

CITY OF VIRGINIA BEACH

) ss.
)

I, JOHN PHAM after being first duly sworn on oath, depose and state as follows:

1. I am over the age of 18 years and I am a Senior Vice President of Government Employees Insurance Company ("GEICO"), a Defendant named in the above-captioned matter. In that capacity, I am personally familiar with the affairs of GEICO as set forth in this Affidavit, and I am fully authorized to make this Affidavit.

2. I offer this Affidavit pursuant to GEICO's letter to the Court dated May 21, 2021 and the Court's May 19, 2021 Order in the above-referenced case.

3. GEICO is a wholly-owned subsidiary of GEICO Corporation, which is an indirectly wholly owned subsidiary of Berkshire Hathaway, Inc. ("Berkshire Hathaway"). Berkshire Hathaway and GEICO are separate legal entities. GEICO operates its business in a separate building, under a separate board of directors, and has separate employees, assets, bank accounts, and a separate principal place of business located at 5260 Western Ave in Chevy Chase, MD.

4. GEICO observes all corporate formalities to maintain its independent identity from Berkshire Hathaway. Berkshire Hathaway does not exercise any day-to-day control over the operations of GEICO. GEICO does not act on behalf, or at the behest, of Berkshire Hathaway. GEICO and Berkshire Hathaway have separate management teams.


5. Berkshire Hathaway had no involvement in the issuance of insurance policies or data management that are the subject of Plaintiff's Complaint. Berkshire Hathaway had no involvement in the events or transactions complained of by Plaintiff in his Complaint.



JOHN PHAM

SUBSCRIBED AND SWORN TO before me this 25th day of May, 2021.

Robert Leroy Goodman Jr
NOTARY PUBLIC
Commonwealth of Virginia
Reg. # 7892911
My Commission Expires 4/30/2024



Notary Public for Virginia Beach
My Commission Expires: 4/30/24